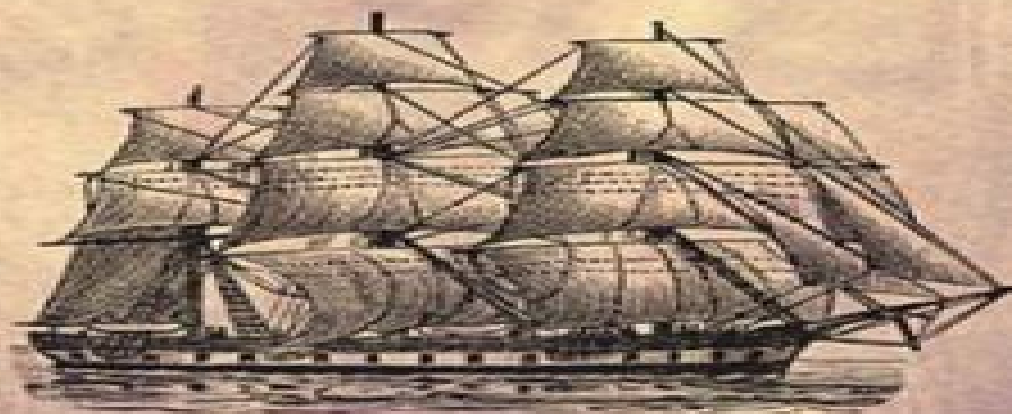


The Transatlantic Constitution

Colonial Legal Culture
and the Empire



MARY SARAH BILDER

The Transatlantic Constitution Colonial Legal Culture And The Empire

Michael Seilmaier



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The Transatlantic Constitution Mary Sarah Bilder, 2008-03-31 One of the more significant recent pieces of scholarship in this area essential reading for all students of early America Journal of American History Departing from traditional approaches to colonial legal history Mary Sarah Bilder argues that American law and legal culture developed within the framework of an evolving unwritten transatlantic constitution that lawyers legislators and litigants on both sides of the Atlantic understood The central tenet of this constitution that colonial laws and customs could not be repugnant to the laws of England but could diverge for local circumstances shaped the legal development of the colonial world Focusing on practices rather than doctrines Bilder describes how the pragmatic and flexible conversation about this constitution shaped colonial law the development of the legal profession the place of English law in the colonies the existence of equity courts and legislative equitable relief property rights for women and inheritance laws commercial law and currency reform and laws governing religious establishment Using as a case study the corporate colony of Rhode Island which had the largest number of appeals of any mainland colony to the English Privy Council she reconstructs a largely unknown world of pre Constitutional legal culture The book is rich in social history as well with the evolving status of women and institutional religion providing much of the legal grist Choice

The Atlantic Imperial Constitution K. MacMillan, 2011-11-07 Drawing on recent trends in both Atlantic and center periphery literature this book examines the relationship between the English crown monarch privy council and ancillary bodies and its Atlantic colonies under the early Stuart monarchs James I and Charles I circa 1603 1642

The Revolutionary Constitution David J. Bodenhamer, 2012-08-15 The framers of the Constitution chose their words carefully when they wrote of a more perfect union not absolutely perfect but with room for improvement Indeed we no longer operate under the same Constitution as that ratified in 1788 or even the one completed by the Bill of Rights in 1791 because we are no longer the same nation In The Revolutionary Constitution David J Bodenhamer provides a comprehensive new look at America s basic law integrating the latest legal scholarship with historical context to highlight how it has evolved over time The Constitution he notes was the product of the first modern revolution and revolutions are by definition moments when the past shifts toward an unfamiliar future one radically different from what was foreseen only a brief time earlier In seeking to balance power and liberty the framers established a structure that would allow future generations to continually readjust the scale Bodenhamer explores this dynamic through seven major constitutional themes federalism balance of powers property representation equality rights and security With each he takes a historical approach following their changes over time For example the framers wrote multiple protections for property rights into the Constitution in response to actions by state governments after the Revolution But twentieth century courts and Congress redefined property rights through measures such as zoning and the designation of historical landmarks diminishing their commercial value in response to the needs of a modern economy The framers anticipated just such a future reworking

of their own compromises between liberty and power With up to the minute legal expertise and a broad grasp of the social and political context this book is a tour de force of Constitutional history and analysis **"Esteemed Bookes of Lawe" and the Legal Culture of Early Virginia** Warren M. Billings, Brent Tarter, 2017-02-24 Virginia men of law constituted one of the first learned professions in colonial America and Virginia legal culture had an important and lasting impact on American political institutions and jurisprudence Exploring the book collections of these Virginians therefore offers insight into the history of the book and the intellectual history of early America It also addresses essential questions of how English culture migrated to the American colonies and was transformed into a distinctive American culture Focusing on the law books that colonial Virginians acquired how they used them and how they eventually produced a native grown legal literature this collection explores the law and intellectual culture of the Commonwealth and reveals the origins of a distinctively Virginian legal literature The contributors argue that understanding the development of early Virginia legal history as shown through these book collections not only illuminates important aspects of Virginia s history and culture it also underlies a thorough understanding of colonial and revolutionary American history and culture *The History and Growth of Judicial Review, Volume 1* Steven G. Calabresi, 2021 This two volume set gives an account of the origins and growth of judicial review in the democratic countries of the G 20 from its beginnings in the United States to its expansion after World War II Volume 1 covers the common law jurisdictions [Michigan Law Review](#) ,2005 **Transformations in American Legal History** Daniel W. Hamilton, Alfred L. Brophy, 2009 During his career at Harvard Morton Horwitz changed the questions legal historians ask In this book Horwitz s students re examine legal history from America s colonial era to the late twentieth century The essays are like Horwitz provocative and original as they continue his transformation of American legal history *Publications of the Colonial Society of Massachusetts* ,2005 Primarily consists of Transactions v 1 3 5 8 10 14 17 21 24 28 32 34 35 38 42 43 and Collections v 2 4 9 15 16 22 23 29 31 33 36 37 39 41 also includes lists of members [The William and Mary Quarterly](#) ,2005 *Portrait of a Patriot: The law commonplace book* Josiah Quincy, 2005 Josiah Quincy Jr 1744 1775 Boston lawyer and patriot penman had he lived longer could have been a leader of the new American Republic with a name familiar in most households In a four volume series the Colonial Society of Massachusetts will reprint his major political and legal writings Editor Neil Longley York provides a significant biographical introduction followed by Quincy s Political Commonplace Book in which the patriot noted down passages from his wide reading in politics and history that he believed relevant to his own times Thus readers have an unusual opportunity to enter into the extraordinary mind of a patriot immediately before the Revolution A new edition of Quincy s London Journal follows the record of his last ditch efforts to stave off the impending conflict by seeking some possible ground for compromise with leading British politicians in the months before the battles at Lexington and Concord Although the peace mission ultimately failed the journal provides a fascinating record of how British society and leading figures in the government appeared to a young lawyer from a distant colony *Annual Report of the*

American Historical Association American Historical Association, **American Law in the 21st Century** John C. Reitz, David Scott Clark, 2006 The International Congress of Comparative Law is held under the auspices of the International Academy of Comparative Law Preface The Journal of Medieval and Early Modern Studies, 2006 **Annual Review of Political Science**, 2010 Rhode Island History, 2005 *American Book Publishing Record*, 2005 America, History and Life, 2007 Article abstracts and citations of reviews and dissertations covering the United States and Canada **The AALS Directory of Law Teachers**, 2007 *Truths and Consequences* Lyndsay Mills Campbell, 2008 *Drawing and Redrawing the Line* Alison L. LaCroix, 2008

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